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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD

Proceeding	91190565
Party	Plaintiff Knowledge Learning Corporation
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Submission	Answer to Counterclaim
Filer's Name	Scott Bradley Schwartz
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Date	11/20/2009
Attachments	Answer re WHERE LEARNING IS THE GREATEST ADVENTRUE OF ALL.pdf (5 pages)(147082 bytes)

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE
BEFORE THE TRADEMARK TRIAL AND APPEAL BOARD**

KNOWLEDGE LEARNING CORPORATION:	:	
	:	
Registrant,	:	Opposition No. 91190565
	:	
v.	:	Serial No. 77/576125
	:	Filed: September 22, 2008
	:	Published: February 10, 2009
	:	Mark: WHERE LEARNING IS THE
CHILDREN'S LEARNING ADVENTURE	:	GREATEST ADVENTURE OF
LICENSING, LLC	:	ALL
	:	
Applicant.	:	
	:	

**REGISTRANT'S ANSWER AND AFFIRMATIVE DEFENSES TO
APPLICANT'S COUNTERCLAIM FOR CANCELLATION**

Knowledge Learning Corporation ("Registrant"), owner of Registration Nos. 3,296,777; 3,296,778; 3,296,780; 3,322,735; 3,22,736; 3,430,921; 3,674,061; 3,674,066; 3,674,063; 3,674,062; 3,674,065; and 3,674,064 (collectively, "ADVENTURES Marks") cited by Children's Learning Adventure Licensing, LLC ("Applicant") for cancellation, hereby answers Applicant's Counterclaim For Cancellation in accordance with the numbered paragraphs thereof:

1. Denied. Registrant lacks sufficient information concerning the allegations in paragraph 1 and therefore denies the same and demands strict proof thereof.
2. Admitted.
3. Denied. Registration No. 3,296,777 is in writing and speaks for itself and Applicant's characterization thereof is denied. Registrant demands strict proof thereof.

4. Denied. Registration No. 3,296,778 is in writing and speaks for itself and Applicant's characterization thereof is denied. Registrant demands strict proof thereof.

5. Denied. Registration No. 3,296,780 is in writing and speaks for itself and Applicant's characterization thereof is denied. Registrant demands strict proof thereof.

6. Denied. Registration No. 3,322,735 is in writing and speaks for itself and Applicant's characterization thereof is denied. Registrant demands strict proof thereof.

7. Denied. Registration No. 3,322,736 is in writing and speaks for itself and Applicant's characterization thereof is denied. Registrant demands strict proof thereof.

8. Denied. Registration No. 3,430,921 is in writing and speaks for itself and Applicant's characterization thereof is denied. Registrant demands strict proof thereof.

9. Denied. Registration No. 3,674,061 is in writing and speaks for itself and Applicant's characterization thereof is denied. Registrant demands strict proof thereof.

10. Denied. Registration No. 3,674,066 is in writing and speaks for itself and Applicant's characterization thereof is denied. Registrant demands strict proof thereof.

11. Denied. Registration No. 3,674,063 is in writing and speaks for itself and Applicant's characterization thereof is denied. Registrant demands strict proof thereof.

12. Denied. Registration No. 3,674,062 is in writing and speaks for itself and Applicant's characterization thereof is denied. Registrant demands strict proof thereof.

13. Denied. Registration No. 3,674,065 is in writing and speaks for itself and Applicant's characterization thereof is denied. Registrant demands strict proof thereof.

14. Denied. Registration No. 3,674,064 is in writing and speaks for itself and Applicant's characterization thereof is denied. Registrant demands strict proof thereof.

15. Denied.

16. Denied.

AFFIRMATIVE DEFENSES

By way of further Answer, Registrant alleges the following affirmative defenses:

17. Applicant's Counterclaim For Cancellation fails to state a claim for relief.

18. Applicant's Counterclaim For Cancellation is barred by the doctrines of acquiescence, laches and/or estoppel, in that Registrant has been using a "_____ ADVENTURES" Mark at least as early as 1982.

19. Applicant's arguments in support of its Counterclaim For Cancellation are incongruous with its application for the mark in the subject application. Applicant argues that Registrant's ADVENTURES Marks are merely descriptive for Registrant's goods and services, yet has applied for a mark containing the term ADVENTURES for use in connection with goods and services similar to Registrant's.

20. Registrant's family of ADVENTURES Marks are capable of multiple meanings.

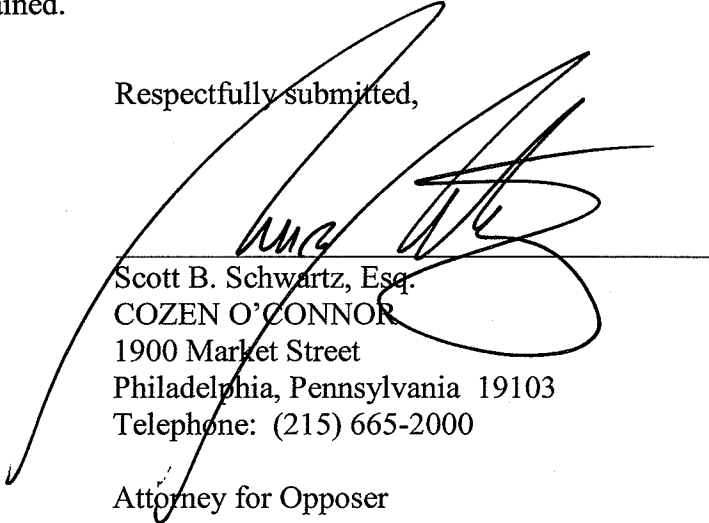
21. Registrant's family of ADVENTURES Marks are at the least suggestive of the goods and services offered in connection therewith.

22. Registrant's ADVENTURES Marks are each registered on the Principal Register and entitled to a presumption of validity.

WHEREFORE, Registrant prays that counterclaim for cancellation of Registration Nos. 3,296,777; 3,296,778; 3,296,780; 3,322,735; 3,22,736; 3,430,921; 3,674,061; 3,674,066; 3,674,063; 3,674,062; 3,674,065; and 3,674,064 be refused and that the Opposition to Application No. 77/576125 be sustained.

Respectfully submitted,

Date: November 20, 2009




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Attorney for Opposer

CERTIFICATE OF SERVICE

It is hereby certified that a true and correct copy of the foregoing document was mailed on November 20, 2009 via First Class Mail, postage prepaid, to counsel for Applicant:

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Scott B. Schwartz